

# **Exhibit 59**



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1           A.    We have information on DACA recipients in the  
2 Mexican Migration Project but the numbers are really too  
3 few to study at this point.

4           Q.    So does your conclusion -- strike that.

5                   Is your conclusion in paragraph 18 based on  
6 any of the surveys that you've conducted with the MMP  
7 with respect to DACA recipients?

8           A.    It's not based on the surveys. It's based on  
9 my knowledge of the population of DACA recipients.

10          Q.    And you talked about this a little bit before,  
11 but I want to ask it with respect to this conclusion.  
12 Have you interviewed any DACA recipients about their  
13 plans if they were to lose DACA status?

14          A.    I have not personally interviewed anyone about  
15 their plans what happens if DACA disappears.

16          Q.    And so I just want to examine the basis of  
17 your knowledge for the statement about voluntarily  
18 returning. It sounds like you're basing it on your work  
19 through the MMP and LAMP surveys; is that right?

20          A.    I have 30 years of work in the field and my  
21 knowledge of the DACA population. It's really a unique  
22 population. There's really no basis to generalize to  
23 it. So if you look at prior studies of return  
24 migration, there are people that are completely unlike  
25 DACA recipients. They didn't grow up in the United

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1 be prepared for life in their countries of origin?

2 A. Some may; some may not. My guess is that  
3 most, the large majority, are poorly prepared.

4 Q. And some DACA recipients may speak elementary  
5 household Spanish or even more than that; is that fair?

6 A. There's variance. So some speak better than  
7 others; others speak worse than others. But on average  
8 I would say the level of fluency is much below  
9 professional levels. So if they've graduated from  
10 college, and many graduated from high school and many  
11 have gone to college, they're not -- really not in a  
12 position to be able to speak college-level Spanish  
13 unless they've taken Spanish classes here as part of an  
14 educational process, and most haven't.

15 Q. Some may have taken --

16 A. Some may have, right.

17 Q. I want to ask you about paragraph 19. I know  
18 we touched on this a little bit briefly before, but I  
19 want to just dig in a little bit more. You say in the  
20 first sentence "Ultimately, by virtue of applying for  
21 DACA, the recipients have signaled their ardent wish to  
22 remain in the United States and identify as Americans  
23 despite the risks of coming out of the shadows and  
24 registering their presence with federal authorities."

25 Did I read that correctly?

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1 A. You read that correctly.

2 Q. And your opinion about recipients signaling  
3 their ardent wish, it's not based on any personal  
4 research you've conducted into DACA recipients; is that  
5 fair?

6 A. That's correct. I've never done research on  
7 DACA recipients particularly.

8 Q. And that signaling on the part of the  
9 recipients may not necessarily be true of all people who  
10 have apply for DACA; is that right?

11 A. Nothing is true of all people. Any time you  
12 make a generalization, it applies on average, not for  
13 specific individuals.

14 Q. And you indicate further to the back of  
15 paragraph 19 that "DACA recipients are expressing a  
16 clear intent to remain where they grew up and in the  
17 only country they really know."

18 Did I read that correctly?

19 A. You read that correctly.

20 Q. We talked a little bit before about the DACA  
21 criteria, but it's possible, is it not, that a DACA  
22 recipient may not have grown up their -- most or all of  
23 their lives in the United States?

24 A. Well, the age 16 is the cutoff, so there's  
25 going to be variance around that as well. And Homeland

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C E R T I F I C A T E

I, DINEEN SQUILLANTE, Registered Professional  
Reporter and Notary Public, do hereby certify that the  
foregoing pages, numbered page 4 through page 126,  
inclusive, are a true and accurate transcript of my  
stenographic notes of the deposition of DOUGLAS MASSEY,  
taken before me on June 26, 2018, at 9:58 a.m., for use  
in the matter of STATE OF TEXAS, et al., -VS- UNITED  
STATES OF AMERICA, et al. and KARLA PEREZ, et al.



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DINEEN SQUILLANTE  
Commission Expires 02/10/19